



PATENT  
ATTORNEY DOCKET: 46884-5281

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Hirotoshi TERADA et al. ) Confirmation No.: 6516  
)  
Application No.: 10/804,195 ) Group Art Unit: 2872  
)  
Filed: March 19, 2004 ) Examiner: Joshua L. Pritchett  
)  
For: MICROSCOPE AND SAMPLE )  
OBSERVATION METHOD )

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Customer Window**  
Alexandria, VA 22314

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of a Final Action, a Notice of Allowance, or another action that closes prosecution in the above-referenced application. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00, as specified by § 1.17(p).

Enclosed is a copy of International Search Reports dated July 20, 2004 and May 31, 2005 issued in corresponding applications. A copy of each cited non-English document not previously

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submitted in an Information Disclosure Statement filed in the instant application is also enclosed. Applicants respectfully request that the Examiner consider the documents listed on the attached PTO Form 1449 and evidence that consideration by making appropriate notations on the attached form.

The relevance of any non-English documents may be ascertained from the enclosed abstract or the International Search Reports.

Applicants also enclose a copy of the English translation of the International Preliminary Report on Patentability issued in a corresponding application.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "Prior Art". If it should be determined that any of the listed documents do not constitute "Prior Art" under the United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

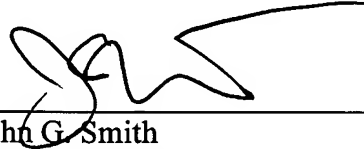
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573.

This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENIONS OF TIME** in accordance with 37 C.F.R. § 1.13(a)(3).

Respectfully submitted,

**DRINKER, BIDDLE & REATH LLP**

A handwritten signature in black ink, appearing to read 'John G. Smith', is written over a horizontal line.

John G. Smith

Registration No. 33,818

Dated: March 15, 2006

**Customer No. 55694**

**DRINKER, BIDDLE & REATH LLP**

1500 K Street, N.W., Suite 1100

Washington, D.C. 20005-1209

Tel: (202) 842-8800

Fax: (202) 842-8465



# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

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PTO Form 1449

Attorney Docket No.

46884-5281

Application No.:

10/804,195

Applicant(s):

Hirotooshi TERADA et al.

Filing Date:

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Group Art Unit:

2872

## U.S. PUBLICATION DOCUMENTS

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date
	US2004/0240074	Dec. 2, 2004	Pakdaman et al.	359	656	Jul. 1, 2004
	US2005/0002028	Jan. 6, 2005	Kasapi et al.	356	328	Jul. 2, 2003
	US2005/0030051	Feb. 10, 2005	Hanson et al.	324	754	Aug. 31, 2004
	6,828,811	Dec. 7, 2004	Hanson et al.	324	754	Sep. 26, 2002
	6,961,672	Nov. 1, 2005	Kasapi	702	182	Mar. 5, 2003
	US2004/0240051	Dec. 2, 2004	Terada et al.	359	383	Mar. 19, 2004
	US2005/0063046	Mar. 24, 2005	Arata et al.	359	368	Jun. 28, 2004
	5,121,256	Jun. 9, 1992	Corle et al.	359	664	Mar. 14, 1991
	6,600,714	Jul. 29, 2003	Ichimura et al.	369	275.1	Feb. 21, 2001
	US2005/0094258	May 5, 2005	Tanabe et al.	359	368	Jun. 29, 2004

## FOREIGN PATENT DOCUMENTS

Document Number	Date	Country	Class	Sub Class	Translation YES NO
WO 2004/083930	Sept. 30, 2004	PCT			Abstract
WO 2005/083490	Sept. 9, 2005	PCT			Abstract
JP 2003-502705 (corresponds to WO 00/79313)	Jan. 21, 2003	Japan			Abstract
JP 5-80247	Apr. 2, 1993	Japan			Abstract

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.